

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, JULY 5, 1983
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 9:01 a.m. The meeting was recessed by Mayor Hedgecock at 9:04 a.m. into Closed Session in the twelfth floor conference room regarding pending litigation. The meeting was reconvened by Mayor Hedgecock at 10:17 a.m. with all members of the Council present. Mayor Hedgecock recessed the meeting at 12:02 p.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Hedgecock at 2:04 p.m. with Council Members Mitchell, Cleator, McColl and Struiksma not present. Mayor Hedgecock adjourned the meeting at 3:46 p.m. into Closed Session in the twelfth floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-present.
 - (3) Council Member McColl-present.
 - (4) Council Member Jones-present.
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Martinez-present.
- Clerk-Abdelnour (mp;jb)

FILE LOCATION:
MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:
Mayor Hedgecock-present.
Council Member Mitchell-not present.
Council Member Cleator-not present.
Council Member McColl-not present.
Council Member Jones-present.
Council Member Struiksma-present.
Council Member Gotch-present.
Council Member Murphy-present.
Council Member Martinez-present.

ITEM-10: INVOCATION

Invocation was given by Dr. Thomas L. Goble, University
Avenue Church of the Nazarene.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Martinez.

FILE LOCATION:

MINUTES

ITEM-30: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

05/30/83 P.M.

05/31/83 A.M. and P.M.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: A040-044).

MOTION BY GOTCH TO APPROVE. Second by Martinez. Passed by the
following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor
Hedgecock-yea.

* ITEM-50: (O-83-39 Rev.) ADOPTED AS ORDINANCE O-16001 (New Series)

Amending Chapter X, Article 3, of the San Diego Municipal
Code by adding Division 9, relating to Barrio Logan Planned
District Regulations. (District- 8.)

(First introduced on 11/9/82. Council voted 5-2. Districts
5 and 7 voted nay. District 2 and Mayor not present.

Reintroduced on 6/21/83. Council voted 8-0. District 2 not
present.)

FILE LOCATION:

LAND Barrio Logan Planned District

COUNCIL ACTION: (Tape location: A057-064)

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND
ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-

yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,

Gotch-

yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-51: (O-83-245) ADOPTED AS ORDINANCE O-16002 (New Series)

Incorporating a portion of Lot 1, Murphy's Mound Unit No. 1, Map-5909 (approximately 6.06 acres), located on the south side of Clairemont Mesa Boulevard between I-15 and Repecho Drive, into M-1 Zone.

(Case-83-0179. Tierrasanta Community Plan Area.

District-

7. Introduced on 6/21/83. Council voted 8-0. District 2 not present.)

FILE LOCATION:

ZONE 7/5/83

COUNCIL ACTION: (Tape location: A057-064).

CONSENT MOTION BY MARTINEZ TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-

yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea,

Gotch-

yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-100: (R-83-2120) ADOPTED AS RESOLUTION R-258813

Awarding a contract in the sum of \$1,798,000 to Metro-Young Construction Co., a division of Olson Construction Co., for the construction of Point Loma Wastewater Treatment Plant Hydroelectric Power Facilities; authorizing the City Auditor and Comptroller to transfer within Sewer Revenue Fund 41506, \$397,353 from the Unallocated Reserve 70697, to the Point Loma Treatment Plant Construction Program 70292, CIP-46-074, Point Loma Wastewater Treatment Plant - Hydroelectric Generator Facility; authorizing the expenditure of not to exceed \$2,253,460 from Sewer Revenue Fund 41506, CIP-46-074, Point Loma Wastewater Treatment Plant - Hydroelectric Generator Facility for said contract and related costs. BID-4993

(Point Loma Community Area. District-2.)

CITY MANAGER REPORT:

The Hydroelectric Generating Facility will be located at the outlet works of the Point Loma Wastewater Treatment Plant. The facility will generate electric power (1,350 kilowatts), by utilizing the discharge flow as it drops from the treatment plant to the outfall. The electricity will be sold to San Diego Gas & Electric Company, providing annual revenues to the City of San Diego. The Council has previously awarded the Hydroelectric Power Plant Equipment Contract and the Ocean Outfall Intake/Power Plant Bypass Throttling and Shut Off Valves. This request is for

authorization to award the construction contract to the lowest responsible bidder, Metro Young Construction Company.

FILE LOCATION:

CONT Olson Construction Co.

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-101: (R-83-1884) ADOPTED AS RESOLUTION R-258814

Awarding a contract to Wilcox Sales Corporation for the purchase of forty audio pedestrian signals, for an actual total cost of \$12,781.69, including tax and terms. BID-5134L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-102: (R-83-2104) ADOPTED AS RESOLUTION R-258815

Approving the final subdivision map of Loma Marquis, a one-lot subdivision located southerly of West Point Loma Boulevard and Temecula Street.

(Peninsula Community Area. District-2.)

FILE LOCATION:

SUBD Loma Marquis

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-103: (R-83-2061) ADOPTED AS RESOLUTION R-258816

Granting the petition for the improvement of the Alley in Block G, Silver Terrace Addition, under the provisions of the

Improvement Act of 1911; directing the City Manager to prepare plans, drawings, typical cross-sections, profiles and specifications for the improvement of the Alley in Block G, Silver Terrace Addition, together with estimates of the costs and expenses of such work and to furnish this Council with a description of the district to be included in the assessment for the work and improvements mentioned.

(Located between Laurretta and Riley Streets and between cross streets Benicia and Azusa. Mission Bay Community Area. District-6.)

CITY MANAGER REPORT:

The petition for this improvement was signed by the owners of 62 percent of the property frontage involved. Also, in order to defer the necessary alley improvements required by the San Diego Municipal Code Section 62.0207 when a Building Permit is issued, the owner of Lot 16, representing 7.2 percent of the fronting property, signed 1911 Act Waiver of Protest No. 76-338019 for alley improvements. The combination petition and waiver results in a total of 69.2 percent.

FILE LOCATION:

STRT D-2241

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-104:
19830705

Three actions relative to the Penasquitos East Landscape Maintenance District:

(See City Manager Report CMR-83-262. Penasquitos East Community Area. District-1.)

Subitem-A: (R-83-2107) ADOPTED AS RESOLUTION R-258817

Accepting the petition of property owners in the Penasquitos East Community Planning Area for a Landscape Assessment District; declaring that said district will be for maintenance purposes only and that the district proposes no construction of facilities at this time; authorizing the City Manager to initiate proceedings for the formation of said Landscape Assessment District pursuant to the Landscape and Lighting Act

of 1972 and the San Diego Maintenance District Procedural Ordinance of 1975; declaring that said district shall be known and designated as the Penasquitos East Landscape Maintenance District.

Subitem-B: (R-83-2090) ADOPTED AS RESOLUTION R-258818

Approving the City Engineer's Report submitted in connection with the establishment of the Penasquitos East Landscape Maintenance District.

Subitem-C: (R-83-2092) ADOPTED AS RESOLUTION R-258819

Resolution of intention to levy and collect assessment on the Penasquitos East Landscape Maintenance District.

FILE LOCATION: STRT M-75

COUNCIL ACTION: (Tape location: A065-085;A260-280;C230-236).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-105:
19830705

Two actions relative to the Scripps-Miramar Ranch Landscape and Lighting Maintenance District:

(See City Manager Report CMR-83-263. Pomerado Community Area. District-5.)

Subitem-A: (R-83-2112) ADOPTED AS RESOLUTION R-258820

Resolution of intention to levy and collect assessments on the Scripps- Miramar Ranch Lighting and Landscape Maintenance District No. 1 and to annex the Scripps-Miramar Ranch Lighting and Landscape Maintenance District No. 2 to the Scripps-Miramar Ranch Lighting and Landscape Maintenance District No. 1.

Subitem-B: (R-83-2113) ADOPTED AS RESOLUTION R-258821

Approving the City Engineer's report.

FILE LOCATION: STRT M-76

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-106:
19830705

Two actions relative to granting easements:
(Located at Scripps Lake Drive near Arbor Park Place,
Miramar Reservoir. Scripps Miramar Ranch Community Area.
District-5.)

Subitem-A: (R-83-2067) ADOPTED AS RESOLUTION R-258822

Authorizing the execution of a deed conveying to San Diego
Gas & Electric Company an easement for underground and
aboveground electrical and gas facilities, affecting a portion
of the East Half of the West Half of Section 33, Township 14
South, Range 2 West, S.B.B.M.

Subitem-B: (R-83-2068) ADOPTED AS RESOLUTION R-258823

Authorizing the execution of a deed conveying to Pacific
Telephone and Telegraph Company an easement for underground and
aboveground communication facilities, affecting a portion of
the East Half of the West Half of Section 33, Township 14
South, Range 2 West, S.B.B.M.

CITY MANAGER REPORT:

SDG&E and Pacific Telephone have each requested easements to
provide their respective services to the Promontory at Scripps Lake,
a new residential subdivision under construction southerly of
Miramar Reservoir. The easement will affect a 10-foot-wide strip of
land extending northerly from Scripps Lake Drive to the new
subdivision along an easterly boundary of the City's Miramar
Reservoir property. The utilities installation at present will
consist of underground telephone and electrical cables in joint
trench, including the right to install gas mains within the easement
strip if needed in the future.

The proposed easement has been approved by the Water Utilities
Department and will encumber about 6,542 square feet (0.15 acre).
Since the easement does not directly benefit a City facility or
lessee, the developer is paying a \$225 processing fee plus \$4,850 in
compensation at fair market value for the easement rights sought.
This amount was determined by Norman Robertson, independent fee
appraiser, as of April 14, 1983, and reviewed and approved by City
staff.

FILE LOCATION: Subitem-A DEED F-1966; Subitem-B DEED F-1967

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-107: (R-83-2106) CONTINUED TO JULY 11, 1983

Authorizing the execution of a deed conveying to San Diego Gas & Electric Company an easement for overhead and underground electrical facilities, affecting a portion of City-owned Lot 109 of Eagle Ridge Estates.

(Located on Wing Span Drive and Tommy Street. San Carlos Community Area. District-7.)

CITY MANAGER REPORT:

As a requirement of tentative map approval (TM-77- 288), the subdivider of Eagle Ridge Estates granted to the City at no cost four lots for open space totaling 2.22 acres. The property is located adjacent to the southerly boundary of Mission Trails Regional Park in San Carlos. To extend electrical service to Eagle Ridge Estates, the subdivider needs the City to grant SDG&E an easement to allow overhead and underground electrical lines to cross a small portion of one of these open space lots. The proposed easement is a strip of land 10 feet wide and 22 feet long. The underground line will be energized, while the overhead span is only for additional anchorage of an existing cable pole in the regional park. The easement has been cleared with the Park and Recreation Department, Open Space Division. The developer will pay a \$225 processing fee plus \$100 nominal fair market value for the 220-square-foot easement, as determined by a City staff appraiser.

FILE LOCATION:

DEED F-1968

COUNCIL ACTION: (Tape location: D010-017).

MOTION BY MURPHY TO CONTINUE TO JULY 11, 1983, AT HIS REQUEST.

Second by Martinez. Passed by the following vote: Mitchell-not present, Cleator-not present, McColl-not present, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-108: (R-83-2075) ADOPTED AS RESOLUTION R-258824

Approving the acceptance by the City Manager of that deed of Fredricks Development Corporation, conveying to the City a sewer easement in Lot 1 of Resubdivision of Lots 1 and 2,

Scripps Mesa Vista, Map-10231; abandoning whatever right, title or interest the City may have in certain sewer and water easements.

(Located easterly of I-15 and Erma Road. Scripps Ranch Community Area. District-5.)

FILE LOCATION:

DEED F-1969

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-109: (R-83-2071) ADOPTED AS RESOLUTION R-258825

Vacating the City's interest in an unneeded slope easement affecting Lot 3 of Diane Center, Map-4513.

(Located on the northeast corner of Diane Avenue and Clairemont Mesa Boulevard. Clairemont Mesa Community Area. District-6.)

CITY MANAGER REPORT:

In 1955 the City of San Diego acquired without cost, the necessary right-of-way to extend Clairemont Mesa Boulevard, 102 feet wide, between I-805 and Genesee Avenue. Slope rights, 20 feet in width, on both sides of the proposed boulevard were also acquired on the same deed. Diane Center Subdivision, on the north side of Clairemont Mesa Boulevard was completed in 1960, at which time the adjoining slope was eliminated by a grade change. The present owners of Lot 3, Diane Center, located at the northeast corner of Diane Avenue and Clairemont Mesa Boulevard, have applied to the City Engineer for removal of the slope easement which still encumbers the property. The boulevard and subdivision are now fully improved, the slope rights have no future value to the City, and it is recommended that the Council pass a Resolution of Abandonment.

FILE LOCATION:

DEED F-1970

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-110: (R-83-2062) ADOPTED AS RESOLUTION R-258826

Approving the reservation of \$1,060,000 of unexpended federal Comprehensive Employment and Training Act (CETA) funds from the current CETA Program for transfer to the Regional Employment and Training Consortium (RETC) Cost Pool to be used for the prescribed activities of the CETA Closeout Plan.

CITY MANAGER REPORT:

On October 1, 1983, the Joint Training and Partnership Act (JTPA) will supplant the Comprehensive Employment and Training Act (CETA). Programs under CETA will be subject to a final closeout and auditing as prescribed by the Department of Labor. All unspent CETA program funds, plus all unencumbered funds in the RETC Administrative Cost Pool, will be combined in the RETC Administrative Cost Pool for use in the closeout of all CETA grants. The closeout of program grants is to be completed by December 31, 1983. The final closeout procedures must be completed by March 31, 1984. On that date any unused funds will be returned to the Department of Labor, and any further closeout expenses will be borne by the City and County.

The administrative details of the closeout will be handled by the Regional Employment and Training Consortium, but the Joint Powers Agreement between the City and the County requires that the City and County approve any increase in funding or contracts made for Consortium purposes. This closeout of a \$250,000,000 program which has operated over the last five years will be a significant undertaking as all program contracts must be audited, all CETA property transferred to the State, all audit findings resolved, and participant and program records catalogued and stored.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-111: (R-83-2087) ADOPTED AS RESOLUTION R-258827

Declaring Bonair Way, between Draper Avenue and La Jolla Boulevard, to be a one-way street for westbound traffic; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(La Jolla Community Area. District-1.)

CITY MANAGER REPORT:

Bonair Way varies in width from 20 to 30 feet and has no

sidewalks or curbs. The majority of the abutting properties are zoned residential (R-2) with the exception of the four westernmost properties which are zoned community commercial (CC). The request for the one-way conversion and parking prohibition is supported by a petition signed by the property owners of 75 percent of the affected property frontage. The petitioners are requesting this action to ensure that emergency vehicle access to their properties is not hindered by congestion caused by vehicles parked on both sides or by two-way traffic.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-112: (R-83-2040) ADOPTED AS RESOLUTION R-258828

Declaring Lindo Paseo, between 55th Street and Campanile Drive, to be a one- way street for westbound traffic; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.
(District-7.)

CITY MANAGER REPORT:

Lindo Paseo between 55th Street and Campanile Drive is a 36-foot wide residential street that is one block south of and parallel to an existing one-way eastbound street, Hardy Avenue. In order to facilitate the movement of vehicular traffic on Lindo Paseo, San Diego State University has requested the establishment of Lindo Paseo as a one-way westbound street between 55th Street and Campanile Drive. City staff agrees that the one-way street would result in improved traffic operations along Lindo Paseo, as well as at its intersections with 55th Street and Campanile Drive. There is a total of 39 parcels fronting on Lindo Paseo in the subject area. All property owners were notified by SDSU and a breakdown of their responses is as follows:

18 SDSU-owned parcels	In favor
1 SDSU Foundation-owned parcel	In favor
9 Privately-owned parcels	In favor
7 Privately-owned parcels	Not in favor
4 Privately-owned parcels	No response

The 28 responders in favor of the proposed one-way operation

(71.8 percent of the parcels) represent 72.5 percent of the total affected frontage.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-113: (R-83-2074) ADOPTED AS RESOLUTION R-258829

Authorizing the execution of a month-to-month lease agreement with San Diego Civic Light Opera Association, Inc. for use of a City-owned prefabricated steel storage building, containing approximately 5,000 square feet, located at the City's Central Operations Station at 20th and B Streets.

(Golden Hill Community Area. District-8.)

CITY MANAGER REPORT:

Starlight Opera wishes to renew its lease of a City-owned 5,000-

square-foot prefabricated steel building located at the City's 20th and B Street operations yard. The building is used by Starlight Opera for storage of sets. The lease is month-to-month for one year at a fair market rental of \$500 monthly, commencing as of last May 1. It is unlikely that the lease will be renewed again after the one year expires, as the Park and Recreation Department has advised Starlight that it will need the building for its own storage at that time.

FILE LOCATION:

LEAS San Diego Civic Light Opera Assn., Inc.

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

* ITEM-114: (R-83-2041) ADOPTED AS RESOLUTION R-258830

Authorizing the execution of a first amendment to Partial Use and Occupancy Agreement for stadium parking lot facilities with Joe C. Crowder.

CITY MANAGER REPORT:

In August 1981, the City entered into a Partial Use and Occupancy Permit with Mr. Crowder for the use of the San Diego Jack Murphy Stadium parking lot. The permit provides in part that payment to the City of San Diego be made within forty days following each Stadium event. The number of events (primarily swap meets) which are held in the parking lot vary considerably from month to month. City staff and Mr. Crowder mutually feel that the administrative burden on both parties would be lessened if a single billing be prepared each month rather than a billing for each event. Today's action provides for that modification.

FILE LOCATION:

LEAS Joe C. Crowder

COUNCIL ACTION: (Tape location: A065-085).

CONSENT MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-150: (R-83-2142) ADOPTED AS RESOLUTION R-258831

Declaring support for Senate Bill 24X (Roberti) and Assembly Bill 260 (Roos), relating to post-Proposition 13 property tax apportionment, provided the bills are amended to include the compromise proposed by the League of California Cities.

(See Intergovernmental Relations Department Report

IRD-

83-39, City Manager Memorandum dated 6/15/83 and City Attorney Report dated 6/15/83.)

COMMITTEE ACTION: Reviewed by RULES on 6/20/83. Recommendation to adopt the Resolution. Districts 2, 5, 7 and Mayor voted yea. District 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A086-126).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-151: (R-83-2117) ADOPTED AS RESOLUTION R-258832

Expressing opposition to SB 239 (Ellis) unless the author is willing to accept an amendment deleting the authority for school district elections to be held on statewide election dates in even-numbered years; taking no position on SB 239, in

the event the amendment is accepted by the author.
(See Intergovernmental Relations Department Report

IRD-

83-45.)

COMMITTEE ACTION: Reviewed by RULES on 6/20/83. Recommendation to adopt the Resolution. Districts 2, 5, 7 and Mayor voted yea. District 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A127-221).

Motion by Struiksma to refer to Rules Committee the issue of a charter change dealing with all elections to be held on even numbered election years. Second by Gotch. Passed. Yeas: 1,2,3,4,5,6,7,8,M. Nays: None. Not present: None.

MOTION BY STRUIKSMA TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-152: (R-83-1929) ADOPTED AS RESOLUTION R-258833

Approving the Joint Powers Agreement between Solana Beach and Del Mar School Districts and San Dieguito Union High School District; designating the City Manager or his designated representative to serve as an ex officio member of the governing board of the Joint Powers Agency without vote.

(See City Manager Report CMR-83-228.)

COMMITTEE ACTION: Reviewed by RULES on 6/20/83. Recommendation to adopt the Resolution. Districts 2, 5, 7 and Mayor voted yea. District 6 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A223-230).

MOTION BY JONES TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-200: (R-83-2129) ADOPTED AS RESOLUTION R-258834

Authorizing the execution of an agreement with the Gaslamp Quarter Council for the administration of the Gaslamp Quarter Business Improvement District.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

Pursuant to City Ordinance O-15647 (New Series), the Gaslamp Quarter Business Improvement District was established on February 3,

1982. This District was formed for the purpose of promoting the Gaslamp Quarter Historic District. These services are provided as specifically set forth in a budget submitted each year to the City of San Diego by the Gaslamp Quarter Council. Each year that there is a valid agreement in force, the City reimburses the GQC for program costs, a sum specified in the Annual Appropriation Ordinance, except that the City's obligation shall in no event exceed the revenues received by the City under the Ordinance which created the area. This request for Council action authorizes the City Manager to enter into a three-year (renewal) agreement (FY 1984-86) with the GQC for BID Implementation. The area is financed through a self-imposed surcharge upon those businesses located within the area and collected by the City Treasurer.

FILE LOCATION:

STRT L-3

COUNCIL ACTION: (Tape location: A232-238).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-330: INTRODUCED, TO BE ADOPTED JULY 18, 1983
19830705

A proposal to amend Chapter X, Article 3, Division 3 of the San Diego Municipal Code by amending Sections 103.0301 and 103.0304.1 relating to the La Jolla Shores Planned District Ordinance. (District-1.)

These amendments would modify the existing Dwelling Unit Density Regulation of the Single-Family (SF) Zone by establishing density calculation boundary lines between areas of potentially incompatible density characteristics.

Today's action is introduction of an Ordinance amending the municipal code.

FILE LOCATION: LAND La Jolla Shores Planned District

COUNCIL ACTION: (Tape location: D233-250).

Hearing began at 2:23 p.m. and halted at 2:24 p.m.

MOTION BY MITCHELL TO INTRODUCE THE ORDINANCE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ADDITIONAL BUSINESS: After consideration of this item, the Council voted to reconsidered the matter regarding the Disabled Services Outreach Program (Park and Recreation Budget).

Motion by Jones to reconsider the item from the meeting of June

28, 1983 regarding the Disabled Services Outreach Program. Second by Murphy. Passed. Yeas: 1,2,3,4,5,6,7,8. Nays: M.

MOTION BY JONES TO REINSTATE THE 1.37 POSITIONS INTO THE CITY BUDGET AND DIRECT THE CITY MANAGER TO WORK WITH THE DISABLED SERVICES COUNCIL TO FORMULATE HOW THOSE POSITIONS WOULD PROVIDE SERVICES TO THE DISABLED COMMUNITY. ALSO REPORT BACK TO THE PUBLIC FACILITIES AND RECREATION COMMITTEE IN SEPTEMBER AS TO THE PROGRESS

OF THOSE DISCUSSIONS. Second by Murphy. Passed by the following vote: Mitchell-yea Cleator-yea McColl-yea Jones-yea Struiksmay-yea Gotch-yea Murphy-yea Martinez-yea Mayor Hedgecock-nay.

ITEM-331: CONTINUED TO JULY 26, 1983, AT 9:30 A.M.
19830705

Matter of rezoning Parcel 1, Parcel Map PM-12425 (approximately 19.85 acres), located on the northwest corner of Bernardo Center Drive and Escala Drive, in the Rancho Bernardo Community Plan area, from Zone R-1-5 to Zone R-2. (Case-83-0234. District-1.) Subitem-A: (R-83-1977)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-83-0234 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council. Subitem-B: (O-83-252)

Introduction of an Ordinance for R-2 Zoning.
FILE LOCATION: Subitem-A ZONE 7/5/83
COUNCIL ACTION: (Tape location: A046-056).

MOTION BY MITCHELL TO CONTINUE TO JULY 26, 1983, AT 9:30 A.M. AT PLANNING DEPARTMENT'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-332:
19830705

(Continued from the meetings of March 22, 1983 and June 14,

1983; last continued at Mayor Hedgecock's request.)

Matters of:

1) A proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by amending Article 1, Division 4 (Multiple Family Residential Zones) to:

a) Redesignate the R-2, R-2A, R-3, R-3A, R-4 and R-4C Zones to be known as the R-3000, R-1500, R-1000, R-600, R-400 and R-200 Zones, respectively. b) Adopt 6 of 15 proposals amending Division 4 (Multi-family Regulations), governing minimum yards and setbacks, maximum lot coverage and in the R-2 Zone, floor area ratios. The proposals resulted from the Susan Golding Select Committee on Affordable Rental Housing.

2) A proposal to amend Chapter X, Division 6, Article 1 (Building Area and Yard Regulations) of the San Diego Municipal Code to bring it into consistency with the above proposal.

Subitem-A: (R-83-1392 Rev.) ADOPTED AS RESOLUTION R-258838

Adoption of a Resolution certifying that the information contained in Environmental Negative Declarations END-82-0704 and END-83-0225 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declarations have been reviewed and considered by the Council.

Subitem-B: (O-83-7 Rev.) INTRODUCED AS AMENDED, TO BE ADOPTED
JULY 18, 1983

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION: Subitem-A MEET

COUNCIL ACTION: (Tape location: A287-C236 & D018-230).

Hearing began at 10:36 a.m. and recessed at 12:02 p.m.

Testimony in favor by Janay Kruger.

Testimony in opposition by Bob Morris, Bernie Rhinerson, Paul Blostein, Steve Temko, Gary Weber, Ruth Peterson, and C. R. Bowman.

Motion by Martinez to approve the six proposals governing minimum yards and setbacks, etc., and to approve the proposed redesignation of zones. Second by McColl. No vote.

Hearing resumed at 2:05 p.m. and halted at 2:22 p.m.

Council Members McColl and Struiksma entered at 2:07 p.m.

Council Member Cleator entered at 2:08 p.m.

Motion by Murphy to amend the motion to allow a three-story or 40 ft. maximum height limitation with Planning Department to furnish the wording to indicate that the 40 ft. maximum is to allow for

design, roof treatment, etc. Second by Cleator. Passed. Yeas: 2,3,4,5,6,7,8,M. Not present: 1. (NOTE: Motion was made in Tues. a.m. meeting and voted on at Tues. p.m. meeting.)

Council Member Mitchell entered at 2:20 p.m.

MOTION BY MARTINEZ TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B, AS

AMENDED BY APPROVING 5 OF THE 15 PROPOSALS, AND RETURN PROPOSAL NO.

1 TO THE PLANNING DEPARTMENT TO BRING BACK WITH DISCUSSION OF SOLUTIONS FOR ACCESS PROTECTION. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-333:
19830705

(Continued from the meetings of February 15, 1983, March 1, 1983, April 26, 1983 and June 7, 1983; last continued at Council Member Murphy's request.)

Matter of (application of Golden Arrow Dairy) rezoning Lots 21 thru 40, Block 7, Grantville, Map-778 (approximately 1.5 acres), located at 10383 Friars Road, in the Navajo Community Plan area, from Zone A-1-10 (portion in Floodplain Fringe Overlay) to Zone M-1A.

(Case-82-0607. District-7.)

(R-83-1196) ADOPTED AS RESOLUTION R-258839

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0607 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-83-148) INTRODUCED AS AMENDED, TO BE ADOPTED JULY 18, 1983

Introduction of an Ordinance for M-1A Zoning.

FILE LOCATION: Subitem-A ZONE 7/5/83

COUNCIL ACTION: (Tape location: E012-F138).

Hearing began at 2:49 p.m. and halted at 3:41 p.m.

Testimony in favor by Helmut Kiffmann.

Testimony in opposition by Judy McCarty.

Motion by Murphy to condition the subdivision map on allowing only exit from Friars Road into the project, and exit from the project on to Riverdale. Second by Martinez. Passed. Yeas:

4,5,6,7,8. Nays: 1,2,3,M.

Motion by Murphy to direct the Planning Department to work with the applicant to ensure that monument signs are tastefully constructed. Have the results reviewed by the Navajo Community Planners before being implemented. Second by Martinez. Passed.

Yeas: 1,3,4,5,6,7,8. Nays: 2,M.

MOTION BY MURPHY TO ADOPT SUBITEM-A, AND INTRODUCE SUBITEM-B
AS

AMENDED BY APPROVING CA INSTEAD OF M-1A ZONING. Second by Martinez.

Passed by the following vote: Mitchell-nay, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-yea, Mayor Hedgecock-nay.

ITEM-S401: (R-84-2) ADOPTED AS RESOLUTION R-258840

Adoption of a Resolution providing for the sale of 1983 tax
anticipation notes.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: F140-153).

MOTION BY MARTINEZ TO ADOPT THE RESOLUTION AWARDED THE TAX
ANTICIPATION NOTES TO CROCKER NATIONAL BANK. Second by Murphy.

Passed by the following vote: Mitchell-yea, Cleator-yea,
McColl-
yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,
Martinez-
yea, Mayor Hedgecock-yea.

ITEM-CS-1: (R-83-2130) ADOPTED AS RESOLUTION R-258835

A Resolution adopted by the City Council in Closed Session
on July 5, 1983:

Authorizing the City Manager to pay the total sum of \$10,000
in settlement of Superior Court Case No. 462131, Lily Pauline
Heater vs. San Diego Gas and Electric Co., and of each and
every claim against The City of San Diego, its agents and
employees, resulting from the personal injuries to Lily Pauline
Heater; authorizing the City Auditor and Comptroller to issue
one check in the amount of \$10,000 made payable to Lily Pauline
Heater and her attorney, Anthony Battaglia, in full settlement
of the lawsuit and of all claims.

FILE LOCATION:

MEET

ITEM-CS-2: (R-83-2156) ADOPTED AS RESOLUTION R-258836

A Resolution adopted by the City Council in Closed Session on July 5, 1983:

Authorizing the City Manager to pay the total sum of \$20,100 (plus costs at a future date) in satisfaction of the judgment in Superior Court Case No. 473655, Bessie Ann Dickey vs. The City of San Diego, et al., and of each and every claim against The City of San Diego, its agents and employees, resulting from the personal injury to Bessie Ann Dickey; authorizing the City Auditor and Comptroller to issue one check in the amount of \$20,100 (plus costs at a future date) made payable to Bessie Ann Dickey and her attorneys, Eliot N. Pierce and Michael D. Stein, in full satisfaction of the judgment in this lawsuit and of all claims.

FILE LOCATION:

MEET

ITEM-CS-3: (R-83-2143) ADOPTED AS RESOLUTION R-258837

A Resolution adopted by the City Council in Closed Session on July 5, 1983:

Authorizing the City Manager to pay the total sum of \$7,500 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from the personal injuries of Christine Herndon; authorizing the City Auditor and Comptroller to issue one check in the amount of \$7,500, made payable to Christine Herndon and her attorney, Kim Newbrough, in full settlement of all claims.

FILE LOCATION:

MEET

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor Hedgecock at 3:46 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: F154-155).